IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 4319 OF 2006

SURSH DATTARAM BAGUL ... PETITIONER.

VS.

THE STATE OF MAHARASHTRA ... RESPONDENT.

NONE FOR THE PETITIONER.

MR. V.A.GANGAL FOR RESPONDENT NO.2.

M/S. J.NAIR & ASSOCIATES FOR RESPONDENT ;NO.3.

MR. NARGOLKAR AGP FOR THE RESPONDENT NO.1.

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CORAM : J.N.Patel and A.A.Sayed, JJ.

DATE : August 8, 2007.

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P.C.

1. None for the petitioner.

2. We were informed that the Advocate for the Petitioner comes from Nasik. We do not find that this can be a reason to condone his absence. As the Petition remains to be prosecuted for non appearance of the Petitioner or his advocate. We are informed that after filing of the reply, the Petitioner has

not taken any interest in prosecuting the petition, which is pending since the year 2006.

3. We, therefore, dismiss the petition for want of prosecution.

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[J.N.Patel, J.]

[A.A.Sayed, J.]